

**MINUTES FROM THE  
IONIA CITY COUNCIL  
REGULAR MEETING  
TUESDAY, SEPTEMBER 5, 2006  
7:00 PM, CITY HALL COUNCIL CHAMBERS**

Mayor Balice called the meeting to order and lead with the Pledge of Allegiance.

**I. ROLL CALL**

Present: Mayor Dan Balice, Councilmembers Gordon Kelley, Monica Miller, Bruce Roetman, Jim Smith, Jeff Winters, Brenda Cowling-Cronk and Bob O'Mara. Excused: Kim Patrick.  
Others Present: Jason Eppler and Dave Cook.

**OPEN PUBLIC HEARING** – Ordinance No. 439 – An ordinance to adopt Municipal Standards dated July, 2006

**II. PUBLIC COMMENTS AND INFORMATION**

- Wilma Bailey presented Mayor Balice with an American Flag on behalf of the Modern Woodman Club.
- Walt Herwarth, Candidate for the 87<sup>th</sup> District State Representative, introduced himself to the Council and handed out an informational brochure.
- Don Ferguson asked the Council to consider purchasing three properties (1 on Adams Street and 2 on South Jackson Street) for under \$400,000. Property could be used for light industrial or city park.
- Marilyn Webster asked Council for zoning clarity of an area of woods on the north end of Townsend Street to Fargo Street. Eppler stated the land was donated in 1929 to the City for park purposes.
- Bob Cusack spoke to Council on behalf of the American Red Cross and their involvement, among many entities, during the fire of Clothing Care. Mr. Cusack stated his appreciation to Sue Thompson and Dave Cook for their help during this incident. Mr. Cusack wanted the Council to know that even though volunteers are low, the American Red Cross is still active in Ionia County for disasters.

**III. MONITORING INFORMATION**

Motion by Miller and Supported by Cowling-Cronk

- A. Approve the minutes from the regular city council meeting of August 1, 2006.
- B. Acknowledge the minutes from the DDA meeting of August 16, 2006.
- C. Acknowledge the minutes from the July 11, 2006 Ionia Housing Commission meeting.
- D. Acknowledge the minutes from the August 9 and 25, 2006 Planning Commission meetings.
- E. Approve the payroll for the pay period ending August 9, 2006 in the amount of \$131,767.90 and for the payroll period ending August 23, 2006 in the amount of \$149,210.31.
- F. Acknowledge the Accounts Payable for the Ionia Theatre for August, 2006 in the amount of \$12,950.89.
- G. Acknowledge the Accounts Payable for the DDA for August, 2006 in the amount of \$3,759.38.
- H. Approve the Accounts Payable for the City of Ionia for August, 2006, in the amount of \$1,275,574.45.

ROLL CALL VOTE: Ayes: Smith, Winters, Kelley, Miller, Balice, Roetman, Cowling-Cronk, O'mara. Nays: None. Motion Carried.

**CLOSE PUBLIC HEARING** – Ordinance No. 439 – An ordinance to adopt Municipal Standards dated July, 2006.

**IV. BOARD DECISIONS AND ACTION ITEMS**

**B#1 Request for Street Closing – Downtown Autumn Celebration**

Motion by Smith and Supported by Winters to grant the request from the Ionia Area Chamber of Commerce and Big Brothers/Big Sisters for permission to close Main Street between M-66 and the Armory Community Center Parking Lot and Kidd Street and Depot Street between the hours of Noon and 9:00 PM on Thursday, October 26, 2006 to accommodate the Autumn Celebration.

ROLL CALL VOTE: All in favor via voice vote.

**B#2 Enrich – Charitable Gaming License**

Motion by Miller and Supported by Winters to adopt a prepared Resolution recognizing Enrich as a non-profit organization operating in the City of Ionia for the purpose of receiving a charitable

gaming license from the State of Michigan.

ROLL CALL VOTE: Ayes: Winters, Kelley, Miller, Balice, Roetman, Cowling-Cronk, O'Mara, Smith. Nays: None. Motion Carried.

### **B#3 Municipal Standards Ordinance**

Motion by Roetman and Supported by Winters to remove from the table, as amended, the matter of Ordinance No. 439 and permit the record of the September 5, 2006 Council Meeting to reflect the second reading and adoption of Ordinance No. 439 which shall become effective upon publication in the September 10, 2006 edition of the *Sentinel-Standard*.

#### **CITY OF IONIA Ordinance No. 439**

#### **AN ORDINANCE TO AMEND THE CODIFIED ORDINANCES OF THE CITY OF IONIA BY ADDING NEW SECTIONS WHICH NEW SECTIONS SHALL BE DESIGNATED AS SECTIONS 204.01 – 204.99 OF CHAPTER 204 OF TITLE TWO OF SAID CODIFIED ORDINANCES**

#### **THE CITY OF IONIA ORDAINS:**

**Sec. 204.01 Definitions.** Unless the context specifically indicates otherwise, the meaning of the terms “owner” or “developer” or “contractor” when used in this chapter shall mean a natural person, firm, corporation, association, partnership or other entity who proposes subdivision, or other land development and/or municipal improvements serving the public interest, who may have an ownership interest therein or who may act as agent with respect thereto for an entity having such ownership interest.

**Sec. 204.02 Amendment or Revision.** The municipal standards booklet dated July 2006, is hereby adopted in its entirety and replaces the booklet dated March 2004. A complete new booklet of municipal standards is hereby published by the City and is available at City Hall for public distribution at a reasonable charge.

**Sec. 204.03 Municipal Standards to Govern.** The municipal standards shall govern the design and construction of subdivisions and land development, and municipal improvements, and are in addition to existing and future requirements of local zoning ordinances, subdivision control ordinances and state Land Division Act, Act No. 288 of the Public Acts of Michigan of 1967, as amended, and other applicable state and local ordinances, codes and regulations governing residential and commercial developments and municipal improvements.

**Sec. 204.04 Standards to be Followed.** Every person who shall as owner, developer, or contractor with respect to land situated within the City proposed to design and/or undertake land subdivision, or land development, or who may make, alter, repair or affect municipal property or systems serving the public interest within the City, shall obtain a copy of the municipal standards and shall follow all standards therein appropriate to such design, development or other such project. Whenever the municipal standards shall refer to other officially recognized detailed technical codes, such codes shall be followed by the owner, developer, and/or contractor in the context set forth therein. The City shall make available for sale to the owner, developer or contractor a copy of such other codes upon request.

**Sec. 204.05 Fees and Charges.** The owner, developer, or contractor shall deposit with the City Treasurer amounts sufficient to cover the expenses set forth in the municipal standards booklet for construction plan review and construction administration and inspection.

**Sec. 204.99 Penalty.** A person who violates any provision of this Chapter is responsible for an infraction, subject to payment of a fine as set forth in Section 202.99. Repeat offenses under this Chapter shall be subject to increased fines as set forth in Section 202.99

ROLL CALL VOTE: Ayes: Kelley, Miller, Balice, Roetman, Cowling-Cronk, O'Mara, Smith, Winters. Nays: None. Motion Carried.

### **B#4 City Hall Boiler Replacement**

Motion by Balice and Supported by Winters to accept the bid dated August 14, 2006 from Wilson Heating, Cooling and Plumbing, Ionia, for installing a new gas fired boiler and appurtenances at City Hall per the City's bid specifications.

ROLL CALL VOTE: Ayes: Miller, Balice, Roetman, Cowling-Cronk, O'Mara, Smith, Winters, Kelley. Nays: None. Motion Carried.

**B#5 Combined Master Agreement Resolution and Project Authorization Resolution**

Motion by Balice and Supported by Winters to approve the Combined Master Agreement Resolution and Project Authorization Resolution for the City of Ionia Dial-A-Ride.

**CITY OF IONIA  
AND  
MICHIGAN DEPARTMENT OF TRANSPORTATION  
Combined Master Agreement Resolution and Project Authorization Resolution**

***Master Agreement***

**WHEREAS,** the City of Ionia has the authority to contract with the Michigan Department of Transportation for State and/or Federal funds for passenger transportation related services; and,

**WHEREAS,** the City of Ionia does hereby approve Master Agreement Number: To be assigned by MDOT.

**NOW, THEREFORE, BE IT RESOLVED** that City Manager Jason Eppler be authorized and directed to execute said Agreement for and on behalf of the City of Ionia.

***Project Authorization***

**WHEREAS,** this Resolution shall also approve execution on Project Authorizations for State and Federal Funds for Passenger Transportation related services of \$300,000 or less with the Michigan Department of Transportation which are issued under Agreement No: To be determined by MDOT.

**NOW, THEREFORE, BE IT RESOLVED** that City Manager Jason Eppler is authorized to enter into and execute on behalf of the City of Ionia all such Project Authorizations with the Michigan Department of Transportation for passenger transportation related services for the Agreement period.

ROLL CALL VOTE: Ayes: Balice, Roetman, Cowling-Cronk, O'Mara, Smith, Winters, Kelley, Miller. Nays: None. Motion Carried.

**B#6 Amendment to General Engineering Services Agreement – Fishbeck, Thompson, Carr & Huber**

Motion by Roetman and Supported by Smith to approve the amendment to the General Engineering Services Agreement between the City and Fishbeck, Thompson, Carr and Huber which incorporates the rate schedule dated August 2006, which is retroactive to July 1, 2006 and authorize the Mayor and Clerk to sign the amendment on behalf of the City.

**AMENDMENT TO  
GENERAL ENGINEERING SERVICES AGREEMENT  
BETWEEN THE  
CITY OF IONIA  
AND  
FISHBECK, THOMPSON, CARR AND HUBER**

THIS IS AN AMENDMENT of the General Engineering Services Agreement (the "Agreement"), dated December 13, 2002, as amended, by and between the City of Ionia, a Michigan municipal corporation (the "City"), by its undersigned, authorized officials, and Fishbeck, Thompson, Carr and Huber, a Michigan corporation ("FTCH"), and is to incorporate by reference the Rate Schedule published by FTCH and dated August, 2006 which is retroactive to July 1, 2006 and supercedes previous Rate Schedules published by FTCH.

All other terms and conditions of the Agreement remain in effect.

ROLL CALL VOTE: Ayes: Roetman, Cowling-Cronk, O'Mara, Smith, Winters, Kelley, Miller, Balice. Nays: None. Motion Carried.

## **B#7 Appointment – Local Officers Compensation Commission**

Motion by Smith and Supported by Winters to accept the Mayor's recommendation to reappoint Ted Paton to the Local Officers Compensation Commission for a term to expire September 30, 2011.

ROLL CALL VOTE: All in favor via voice vote.

## **B#8 Moratorium – Outdoor Boilers**

In order to provide for the public health, safety and welfare of the residents of the City of Ionia there was a Motion by Roetman and Support by Kelley to accept the recommendation of the Planning Commission and immediately place a one-hundred twenty day (120) moratorium on the placement and/or installation of outdoor boilers and/or furnaces in the City of Ionia so that the Planning Commission may have time to research this matter and provide a recommendation to the City Council as to whether outdoor boilers should be prohibited in the City.

ROLL CALL VOTE: Ayes: O'Mara, Smith, Winters, Kelley, Miller, Balice, Roetman. Nays: Cowling-Cronk. Motion Carried.

## **B#9 Purchase of Work Books – FIRES Virtual Reality Grant**

Motion by O'Mara and Supported by Cowling-Cronk to accept the bid submitted by JC Printing, Sunfield, Michigan dated August 15, 2006 for printing 750 workbooks utilizing the Off-Set Ink on Paper printing technique at a cost not to exceed \$16,000.00 plus shipping.

ROLL CALL VOTE: Ayes: O'Mara, Smith, Winters, Kelley, Miller, Balice, Roetman, Cowling-Cronk. Nays: None. Motion Carried.

## **B#10 Appointment of City Treasurer/Finance Director**

Motion by Miller and Supported by Smith to confirm the appointment of Robin Marhofer as City Treasurer/Finance Director for the City of Ionia and approve the Employment Contract as amended regarding retirement between the City and Robin Marhofer for the position of City Treasurer/Finance Director.

ROLL CALL VOTE: Ayes: Smith, Winters, Kelley, Miller, Balice, Roetman, Cowling-Cronk, O'Mara. Nays: None. Motion Carried.

## **B#11 Street Closing – Homecoming Parade**

Motion by Roetman and Supported by Kelley to grant the request from the Ionia High School Student Council for permission to close Main Street from Library Street to Steele Street and Steele Street from Main Street to the former K-Mart Plaza on Friday, September 22<sup>nd</sup> from 5:30 PM to 7:00 PM to accommodate the annual Homecoming Parade.

ROLL CALL VOTE: All in favor via voice vote.

## **V. INCIDENTAL INFORMATION**

- A. Councilmembers to approve accounts payables for September 14, 2006 Monica Miller and/or Bob O'mara and for September 28, 2006 Brenda Cowling-Cronk and/or Bruce Roetman.**
- B. City Clerk Karen Confer – November 7<sup>th</sup> Council Meeting – Possibly change due to Election Day Conflict?** Motion by Balice and Supported by Miller to modify the Regular City Council Meeting scheduled for November 7<sup>th</sup> to November 8<sup>th</sup> at 7:00 p.m. All in favor via voice vote.
- C. Introduction of new DDA Director.** Jason Eppler introduced Sara Jezewski as the new DDA Director of the City of Ionia.
- D. Request for Special Meeting.** Jason Eppler requested a Special City Council Meeting by held on September 25, 2006 at 5:30 pm to discuss the land fill.

## **VI. INFORMATION OR ACTION ON LEGAL MATTERS – Nothing to report.**

## **VII. INFORMATION FROM MAYOR AND CITY COUNCIL**

- Mayor Balice asked for an update on the south M 66 construction. Eppler stated work from Riverside Drive to the bridge includes asphalt being laid and from the bridge to the railroad tracks includes joint replacements. All the construction work will occur between midnight and 5:30 AM and be concluded by the end of September.

- Eppler also informed Council that the top layer of asphalt for Pleasant Street will be laid on Thursday or Friday and that the construction work on Center and Stevens Streets is completed.
- Motion by Balice and Supported by Smith to accept the confirmation of Jan Powell to the Library Board with a term ending June 30, 2010. All in favor via voice vote.
- Councilmembers Cowling-Cronk and Roetman welcomed the new city employees.

#### **VIII. ADJOURN**

Motion by Roetman and Supported by Cowling-Cronk to adjourn the council meeting at 8:48 pm. All in favor via voice vote.

Submitted by:

Karen M. Confer  
Ionia City Clerk